



03-14-05

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PATENT TRADEMARK OFFICE

PTO/SB/30 (09-04)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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|                                                                                                                                                                                                           |                        |                        |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|------------------------|
| <p style="text-align: center;"><b>Request<br/>For<br/>Continued Examination (RCE)<br/>Transmittal</b></p> <p>Address to:<br/>Commissioner for Patents<br/>P.O. Box 1450<br/>Alexandria, VA 22313-1450</p> | Application Number     | 09/540,105-Conf. #1758 |
|                                                                                                                                                                                                           | Filing Date            | March 31, 2000         |
|                                                                                                                                                                                                           | First Named Inventor   | Jean-Claude Sarfati    |
|                                                                                                                                                                                                           | Art Unit               | 2112                   |
|                                                                                                                                                                                                           | Examiner Name          | C. E. Lee              |
|                                                                                                                                                                                                           | Attorney Docket Number | 11345/011001           |

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply      iii.  Information Disclosure Statement (IDS)

ii.  Affidavit(s)/Declaration(s)      iv.  Other \_\_\_\_\_

2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_. I have enclosed a duplicate copy of this sheet.

i.  RCE fee required under 37 CFR 1.17(e)

ii.  Extension of time fee (37 CFR 1.136 and 1.17)

iii.  Other \_\_\_\_\_

b.  Check in the amount of \$ \_\_\_\_\_ enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                   |                  |                  |                |
|-------------------|------------------|------------------|----------------|
| Signature         |                  | Date             | March 11, 2005 |
| Name (Print/Type) | Jonathan P. Osha | Registration No. | 33,986         |

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV534542684US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 11, 2005

Signature:

(Yuki Tsukuda)

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790.00 UP

03/15/2005 CIRHUI

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|                                                                                                            |  |                                     |                        |
|------------------------------------------------------------------------------------------------------------|--|-------------------------------------|------------------------|
| <b>Effective on 12/08/2004.</b><br>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). |  | <b>Complete if Known</b>            |                        |
| <b>FEE TRANSMITTAL</b><br><b>For FY 2005</b>                                                               |  | Application Number                  | 09/540,105-Conf. #1758 |
|                                                                                                            |  | Filing Date                         | March 31, 2000         |
|                                                                                                            |  | First Named Inventor                | Jean-Claude Sarfati    |
|                                                                                                            |  | Examiner Name                       | C. E. Lee              |
|                                                                                                            |  | Art Unit                            | 2112                   |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27                             |  | TOTAL AMOUNT OF PAYMENT (\$ 910.00) |                        |
|                                                                                                            |  | Attorney Docket No. 11345/011001    |                        |

**METHOD OF PAYMENT** (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 50-0591 Deposit Account Name: Osha & May L.L.P.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17  Credit any overpayments

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| <u>Application Type</u> | <u>FILING FEES</u> |                                        | <u>SEARCH FEES</u> |                                        | <u>EXAMINATION FEES</u> |                                        |
|-------------------------|--------------------|----------------------------------------|--------------------|----------------------------------------|-------------------------|----------------------------------------|
|                         | <u>Fee (\$)</u>    | <u>Small Entity</u><br><u>Fee (\$)</u> | <u>Fee (\$)</u>    | <u>Small Entity</u><br><u>Fee (\$)</u> | <u>Fee (\$)</u>         | <u>Small Entity</u><br><u>Fee (\$)</u> |
| Utility                 | 300                | 150                                    | 500                | 250                                    | 200                     | 100                                    |
| Design                  | 200                | 100                                    | 100                | 50                                     | 130                     | 65                                     |
| Plant                   | 200                | 100                                    | 300                | 150                                    | 160                     | 80                                     |
| Reissue                 | 300                | 150                                    | 500                | 250                                    | 600                     | 300                                    |
| Provisional             | 200                | 100                                    | 0                  | 0                                      | 0                       | 0                                      |

**2. EXCESS CLAIM FEES**Fee Description

Each claim over 20 (including Reissues)

|                     |                 |
|---------------------|-----------------|
| <u>Small Entity</u> |                 |
| <u>Fee (\$)</u>     | <u>Fee (\$)</u> |

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

|                     |                     |                 |                      |                                  |
|---------------------|---------------------|-----------------|----------------------|----------------------------------|
| <u>Total Claims</u> | <u>Extra Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> | <u>Multiple Dependent Claims</u> |
| _____               | _____               | _____           | _____                | _____                            |

|                 |                      |
|-----------------|----------------------|
| <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |
|-----------------|----------------------|

|                      |                     |                 |                      |
|----------------------|---------------------|-----------------|----------------------|
| <u>Indep. Claims</u> | <u>Extra Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |
| _____                | _____               | _____           | _____                |

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

|                     |                     |                                                         |                 |                      |
|---------------------|---------------------|---------------------------------------------------------|-----------------|----------------------|
| <u>Total Sheets</u> | <u>Extra Sheets</u> | <u>Number of each additional 50 or fraction thereof</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |
| - 100 =             | /50                 | (round up to a whole number) x                          | _____           | = _____              |

|                       |
|-----------------------|
| <u>Fees Paid (\$)</u> |
|-----------------------|

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

120.00

Other (e.g., late filing surcharge): 1251 Extension for response within first month

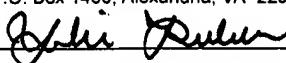
790.00

1801 Request for continued examination (RCE) (see 37 ...)

|                                   |                  |
|-----------------------------------|------------------|
| <b>SUBMITTED BY</b>               |                  |
| Signature                         |                  |
| Name (Print/Type)                 | Jonathan P. Osha |
| Registration No. (Attorney/Agent) | 33,986           |
| Telephone                         | (713) 228-8600   |
| Date                              | March 11, 2005   |

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Dated: March 11, 2005

Signature:  (Yuki Tsukuda)

Docket No.: 11345/011001  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Jean-Claude Sarfati

Application No.: 09/540,105

Art Unit: 2112

Filed: March 31, 2000

Examiner: C. E. Lee

For: INSTREAM LOADER

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION FOR REQUEST FOR CONTINUED EXAMINATION**  
**UNDER 37 CFR § 1.114**

In response to the final Office Action dated November 12, 2004, please reconsider this application in view of the following.